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HOUSE BILL 3161 By
Winningham

SENATE BILL 3221
By Burks

AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 36, Part 8, relative to teaching after retirement.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 36, Part 8, is amended by adding a new section as follows:

Section 8-36-821. (a) Any retired member or prior class member may return to service in a teacher-sharing arrangement under the following conditions:

- (1) The retired member must have actually terminated covered employment for at least sixty (60) days and be retired on a service or early service retirement allowance as provided in § 8-36-301 for the same period;
- (2) The retired member shall not be scheduled to serve more than one-half (1/2) the school year for the shared position;
- (3) The work assignment and schedule shall be mutually agreed upon by the employer and the retired member;
- (4) In the case of retired teachers, the salary shall be at least proportionate to the retiree's salary prior to retirement or otherwise, the proportionate salary commensurate with the retiree's teaching experience;

(5) Salary adjustments shall be granted in the same manner as those granted to other teachers;

(6) The retiree shall not hold tenure but shall retain the retiree's pre-retirement academic rank; and

(7) The retiree shall receive sick leave proportionate to the service rendered.

(b) Retired members may enter into teacher-sharing arrangements pursuant to this section without loss or suspension of benefits, provided that the employment is in lieu of other post-retirement employment permitted under this part. The retiree shall not be eligible to accrue additional retirement benefits as a result of such teaching arrangement.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.